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Hon. Joseph J. Farnan, Jr., Judge  
U.S. District Court for the District of Delaware  
844 North King Street, Room 4209  
Lock Box 18  
Wilmington, DE 19801

**RE: Fitzgibbon v. ING, C.A. 07-735 (JJF)**

Dear Judge Farnan:

Please be advised that Plaintiffs hereby waive their right to file a Reply to Defendant/Counterclaim Plaintiff ING Bank, FSB's Brief in Opposition to Plaintiff/Counterclaim Defendant's Motion to Dismiss the Counterclaim and for Judgment on the Pleadings.

Counsel is available at Your Honor's convenience should you like to discuss this matter.

Respectfully submitted,

TIMOTHY J. WILSON

TJW/njj

cc: David Woolf, Esq.